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15 Designated For Nevada Service
16 (Per L.R. IA 11-1(b)(2))

17 Attorney Defendant, Counterclaimant and Cross-defendant,
18 EVEREST NATIONAL INSURANCE COMPANY

19 UNITED STATES DISTRICT COURT
20 DISTRICT OF NEVADA

21 CENTEX HOMES,
22 Plaintiff,
23 v.
24 FINANCIAL PACIFIC INSURANCE
25 COMPANY, et al,
26 Defendants.

Case No. 2:19-CV-01284-JCM-VCF

27 ST. PAUL FIRE & MARINE INSURANCE
28 COMPANY'S AND EVEREST NATIONAL
INSURANCE COMPANY'S JOINT
MOTION TO HAVE ST. PAUL FIRE &
MARINE INSURANCE COMPANY
CROSSCLAIMS AS TO EVEREST
NATIONAL INSURANCE COMPANY
DISMISSED WITHOUT PREJUDICE.

ST. PAUL FIRE & MARINE INSURANCE
COMPANY,

Cross-Claimant,

v.

FINANCIAL PACIFIC INSURANCE
COMPANY, EVEREST NATIONAL
INSURANCE COMPANY, ARCH

1 SPECIALTY INSURANCE COMPANY,
2 INTERSTATE FIRE & CASUALTY
3 COMPANY, LEXINGTON INSURANCE
4 COMPANY, NAVIGATORS SPECIALTY
5 INSURANCE COMPANY, FIRST
MERCURY INSURANCE COMPANY,
FIRST SPECIALTY INSURANCE
CORPORATION, AXIS SURPLUS
INSURANCE COMPANY,

6 v.

7 Cross-Defendants.

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9 **JOINT MOTION FOR DISMISSAL WITHOUT PREJUDICE OF ST. PAUL FIRE &**
10 **MARINE INSURANCE COMPANY'S CROSSCLAIMS AGAINST EVEREST**
11 **NATIONAL INSURANCE COMPANY**

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13 Defendant and Crossclaimant, St. Paul Fire & Marine Insurance Company, by and through
14 its attorney of record, William C. Reeves, Morales Fierro & Reeves, and Defendant and Cross-
15 Defendant, Everest National Insurance Company, through its attorney of record, David A.
16 Astengo, hereby move the Court, and pursuant to Federal Rule of Civil Procedure 41(a)(2), and
17 L.R. 7-1, for an Order that Everest National Insurance Company be dismissed without prejudice
18 from the Crossclaim filed by St. Paul Fire & Marine Insurance Company on August 5, 2020, with
19 each party bearing their own attorney's fees and costs.

20

21 DATED: September 9, 2020

MORALES FIERRO & REEVES

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23 By: */s/William C. Reeves*

24 WILLIAM C. REEVES

25 Attorneys For Defendant and Crossclaimant,
ST. PAUL FIRE & MARINE INSURANCE
COMPANY

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1 DATED: September 9, 2020

SELMAN BREITMAN LLP

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3 By: */s/*David A. Astengo

4 DAVID A. ASTENGO

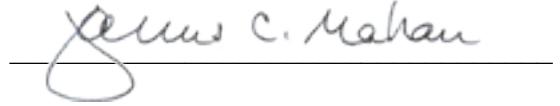
5 Attorneys For Defendant and Cross-defendant,
6 EVEREST NATIONAL INSURANCE
7 COMPANY

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10 **ORDER**

11 Good cause appearing, it is hereby ordered that all crossclaims asserted by Defendant and
12 Cross-claimant, St. Paul Fire & Marine Insurance Company, against Defendant, Counterclaimant
13 and Cross-Defendant, Everest National Insurance Company, are dismissed without prejudice, each
14 side to bear its own attorney's fees and costs.

15 IT IS SO ORDERED.

16 DATED: January 13, 2021.

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20 UNITED STATES DISTRICT JUDGE

1 In accordance with Rule 5(b) of the Federal Rules of Civil Procedure, I hereby certify that
2 I am an employee of SELMAN BREITMAN LLP and that on September 9, 2020, a copy of ST.
3 PAUL FIRE & MARINE INSURANCE COMPANY'S AND EVEREST NATIONAL
4 INSURANCE COMPANY'S JOINT MOTION TO HAVE ST. PAUL FIRE & MARINE
5 INSURANCE COMPANY'S CROSSCLAIMS AS TO EVEREST NATIONAL INSURANCE
6 COMPANY DISMISSED WITHOUT PREJUDICE was served on all CM/ECF registered parties
7 by filing and serving the same using the CM/ECF filing system.

/s/Shannon Gaffey
SHANNON GAFFEY
An Employee of Selman Breitman LLP

Selman Breitman LLP

ATTORNEYS AT LAW